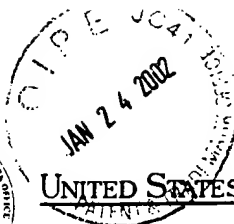


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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/905,188	07/13/2001	Jack Egan	361331-510

CONFIRMATION NO. 3061

## FORMALITIES LETTER



\*OC0000000648449\*

DECHERT  
P.O. Box 5218  
Princeton, NJ 08543

Date Mailed: 08/28/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 840.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

01/28/2002 ADDRESS: 00000174 08011.93

01 FD1201  
02 FD120207/13/01  
08/28/01

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PTO/SB/17 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 635.00)

## Complete if Known

Application Number 09/905,188  
Filing Date July 13, 2001  
First Named Inventor Wagle  
Examiner Name Unknown  
Group Art Unit 1614  
Attorney Docket No. 361331-510

## METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number 04-0480  
Deposit Account Name

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17  
☒ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
		101	710	201	355	Utility filing fee	370.00
		106	320	206	160	Design filing fee	
		107	490	207	245	Plant filing fee	
		108	710	208	355	Reissue filing fee	
		114	150	214	75	Provisional filing fee	

SUBTOTAL (1) (\$ 370.00)

### 2. EXTRA CLAIM FEES

Total Claims  -20\*\* =  X  =   
Independent Claims  -3\*\* =  X  =   
Multiple Dependent  =

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
		103	18	203	9	Claims in excess of 20
		102	80	202	40	Independent claims in excess of 3
		104	270	204	135	Multiple dependent claim, if not paid
		109	80	209	40	** Reissue independent claims over original patent
		110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0.00)

\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES


Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
		105	130	205	65	Surcharge - late filing fee or oath	65.00
		127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
		139	130	139	130	Non-English specification	
		147	2,520	147	2,520	For filing a request for ex parte reexamination	
		112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
		113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
		115	110	215	55	Extension for reply within first month	200.00
		116	390	216	195	Extension for reply within second month	
		117	890	217	445	Extension for reply within third month	
		118	1,390	218	695	Extension for reply within fourth month	
		128	1,890	228	945	Extension for reply within fifth month	
		119	310	219	155	Notice of Appeal	
		120	310	220	155	Filing a brief in support of an appeal	
		121	270	221	135	Request for oral hearing	
		138	1,510	138	1,510	Petition to institute a public use proceeding	
		140	110	240	55	Petition to revive - unavoidable	
		141	1,240	241	620	Petition to revive - unintentional	
		142	1,240	242	620	Utility issue fee (or reissue)	
		143	440	243	220	Design issue fee	
		144	600	244	300	Plant issue fee	
		122	130	122	130	Petitions to the Commissioner	
		123	130	123	130	Petitions related to provisional applications	
		126	180	126	180	Submission of Information Disclosure Stmt	
		581	40	581	40	Recording each patent assignment per property (times number of properties)	
		146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
		149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
		179	710	279	355	Request for Continued Examination (RCE)	
		169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 265.00)

## SUBMITTED BY

Name (Print/Type) Arthur E. Jackson  
Registration No. (Attorney/Agent) 34,354  
Telephone 609-620-3254  
Signature   
Date December 14, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Section 1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Wagle, et al. :  
 Serial No.: 09/905,188 : Group Art Unit No.: 1614  
 Filed: July 13, 2001 : Examiner: Unknown  
 For: Method For Treating Fibrotic Diseases :  
 Or Other Indications IC

**Box Missing Parts**  
 Commissioner for Patents  
 Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231, on December 14, 2001.

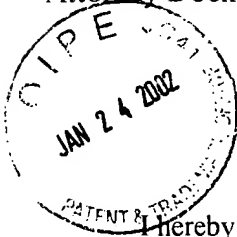
By: Peggy Ferello  
 Peggy Ferello

**TRANSMITTAL LETTER  
 &  
 SMALL ENTITY STATEMENT**

Transmitted herewith are the following documents in the above-identified application:

- ☒ Response to Notice of Missing Parts of Non-provisional Application with Request for Two (2) Month Extension of Time and Copy of Notice;
- ☒ Declaration and Power of Attorney;
- ☒ Fee Transmittal Form;
- ☒ Check No. 1004547 in the amount of \$635.00; and
- ☒ Acknowledgment postcard.

Applicants request that any additional fees required by these papers be charged, or any overpayment be credited, to Deposit Account No. 04-0480.



Small Entity Statement

I hereby declare that the Assignee, Alteon, Inc., qualifies as a small business concern as defined in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent Office under 37 CFR 1.27(c).

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Arthur E. Jackson".

Arthur E. Jackson  
Registration No. 34,354  
Attorney for Applicant

DECHERT  
P. O. Box 5218  
Princeton, NJ 08543  
Attn: Arthur E. Jackson, Esq.  
(609) 620-3254  
Fax: (609) 620-3259

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No. **#4**  
361331-510

In Re Application Of: **Wagle, et al.**

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Serial No.  
**09/905,188**

Filing Date  
**July 13, 2001**

Examiner  
**Unknown**

Group Art Unit  
**1614**

Invention:

**Method For Treating Fibrotic Diseases Or Other Indications IC**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

**Box Missing Parts**

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on  
**August 28, 2001**  
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☒ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☐ A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☒ \_\_\_\_\_ verified small entity declaration(s)
  - ☒ is/are attached.
  - ☐ was/were filed on \_\_\_\_\_
- ☐ A separate request for refund.
- ☒ Other (list):

**Fee Transmittal Form  
Check No. 1004547 in the amount of \$635.00  
Acknowledgement Postcard**

Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)

Docket No.  
361331-510

In Re Application Of Wagler et al.

COPY OF PAPERS  
ORIGINALLY FILED

Serial No.  
09/905,188

Filing Date  
July 13, 2001

Examiner  
Unknown

Group Art Unit  
1614

Invention:

Method For Treating Fibrotic Diseases Or Other Indications IC

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Attention: Manager, Application Branch

☒ Completion of application fees as calculated below:

- |   |          |
|---|----------|
| <input checked="" type="checkbox"/> Utility application filing fee  | \$370.00 |
| <input type="checkbox"/> Design application filing fee  |          |
| <input type="checkbox"/> Total number of independent claims =   |          |
| <input type="checkbox"/> Total number of claims =   |          |
| <input type="checkbox"/> Multiple dependent claims  |          |
| <input checked="" type="checkbox"/> Surcharge for late payment of filing fee and/or late filing of original declaration or oath | \$65.00  |
| <input type="checkbox"/> Petition and fee for filing by other than all the inventors or a person not the inventor               |          |
| <input type="checkbox"/> Fee for processing an application filed with a non-English language specification                      |          |
| <input type="checkbox"/> Fee for processing and retention of application  |          |

Total completion of application fees \$435.00

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month ☒ Two months ☐ Three months ☐ Four months ☐ Five months

from: October 28, 2001 until: December 28, 2001  
Date Date

Total time extension fees \$200.00

Total fees due \$635.00

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.  
361331-510

In Re Application Of **Wagley et al.**

**COPY OF PAPERS  
ORIGINALLY FILED**

Serial No.  
09/905,188

Filing Date  
July 13, 2001

Examiner  
Unknown

Group Art Unit  
1614

Invention:

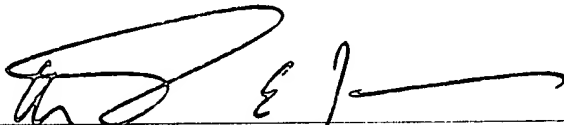
**Method For Treating Fibrotic Diseases Or Other Indications IC**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Attention: Manager, Application Branch

The fee of \$635.00 is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 04-0480  
A duplicate copy of this sheet is enclosed.
- ☐ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 04-0480  
A duplicate copy of this sheet is enclosed.

  
Signature

Dated:

12/14/01

Arthur E. Jackson, Reg. No. 34,354  
DECHERT  
P. O. Box 5218  
Princeton, New Jersey 08543  
Tele: (609) 620-3254  
Fax: (609) 620-3259

I certify that this document and fee is being deposited on December 14, 2001 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

  
Signature of Person Mailing Correspondence

**Peggy Ferello**

Typed or Printed Name of Person Mailing Correspondence

CC: